

REMARKS

Applicant thanks the Examiner for the thorough consideration given the present application.

Claims 1-12 are currently being prosecuted. The Examiner is respectfully requested to reconsider his rejections in view of the amendments and remarks as set forth below.

Rejections under 35 U.S.C. § 102

Claims 1-11 stand rejected under 35 U.S.C. § 102(a) as being anticipated by Kelly et al. (U.S. Patent 6,047,292). This rejection is respectfully traversed.

The Examiner states that Kelly et al. is a computer implemented method and system for reproducing a recording medium including identifying all types of data written on the recording medium, presenting a menu screen for selecting one type, and selectively reproducing data sections corresponding to the selected types. In regard to independent claim 9, the Examiner states that Kelly et al. also shows choice buttons for selecting a type and information indicative of the same type is collectively placed in the menu screen. Applicants submit that claims are not anticipated by this reference.

While Kelly et al. is used for a recording medium having different sessions such as in the present invention, and although the recording medium contains both audio information and textual information, Applicants submit that the matter of handling the information is different in the present invention. In particular, the device scans the various sessions, determines their type and then

lists the sessions for each type in order as shown in Figure 4. This information is presented visually by menu screens so that the user can select a particular session.

The Examiner points out that Kelly et al. shows the identification of the type, presenting the types on a menu screen, and reproducing selected sections. However, Applicants have added to claim 1 an additional limitation to make it clear that for each type of data, a listing is provided of the data sections that are of that type. This is presented in the menu screen for the user to select one type. Likewise, claim 9 has been amended to make it clear that the data sections of each type are collectively listed. This differs from the Kelly et al. invention where no listing is provided for different types. The Examiner has suggested that the types are collectively placed on the menu screen as seen in Figure 6. This only indicates whether the type is audio or video. It does not list the individual sessions under each type for selection. Accordingly, Applicant submits that Kelly et al. does not meet the terms of claims 1 or 9. Thus, these claims are not anticipated by this reference.

Claims 2-8 and 10-11 depend from these allowable claims and as such are also considered to be allowable. In addition, each of these claims recite other features of the invention which make them additionally allowable. These features include grouping by at least one session, having the same type of data in each section, the use of a lead-in area, the use of a button or box for selection, and the data type being either a data attribute or a data processing screen. Accordingly, these claims are additionally allowable.

CONCLUSION

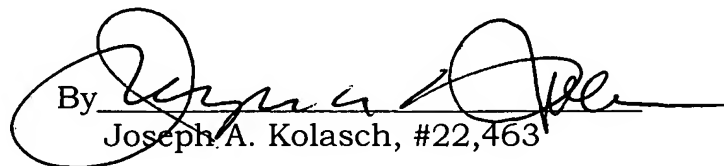
In view of the above remarks, it is believed that the claims clearly distinguish over the patent relied on by the Examiner. In view of this, reconsideration of the rejections and allowance of all of the claims are respectfully requested.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Robert F. Gnuse (Reg. No. 27,295) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Joseph A. Kolasch, #22,463

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

JAK/RFG/njp
2950-0207P